IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Application No.841 of 2007
IN
Criminal Appeal No.115 of 2004

Suresh Punnulal Jaiswal ... ... Applicant/
Accused No.7

v/s.

The State of Maharashtra ... ... Respondent

Mr.Abhaykumar Apte (appointed Advocate) for Applicant.

Mr.A.R. Patil, APP for State.

CORAM : DR.S. RADHAKRISHNAN &

SMT.ROSHAN DALVI, JJ.

Dated : 7th August, 2007

P.C. :

1. Heard the learned Counsel for the Applicant and the learned APP for the Respondent-State.

2. We have perused the order dated 16th April 2007 passed in Criminal Application No.3331 of 2004 In Criminal Appeal No.115 of 2004 wherein the Applicant was allowed to be released on bail upon furnishing a bail bond in the sum of

Rs.15,000/- with one or two solvent sureties in the like amount with certain other conditions.

3. The learned Counsel for the Applicant pointed out that during the trial, the Applicant was released on cash bail of Rs.7,000/-. He further pointed out that though the order of bail was obtained on 16th April 2007, the Applicant could not avail of the same as he could not arrange the bail amount of Rs.15,000/- and hence, he seeks reduction to Rs.7,000/-.

4. In view of the above position, the order dated 16th April 2007 stands modified only to the extent of reduction from Rs.15,000/- to Rs.7,000/- by way of cash bail. However, the Applicant will have to furnish in addition thereto one or two solvent sureties in the like amount of Rs.7,000/-. All other conditions imposed in the said order dated 16th April 2007 will remain.

5. The amount of Rs.7,000/- lying with the Sessions Court can be utilized by the Applicant for the purpose of furnishing the aforesaid cash bail.

6. The Application stands disposed of accordingly.

(**DR.S. RADHAKRISHNAN, J.)**

(ROSHAN DALVI, J.)